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7 Office Depot, Inc.

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10
11 KEVIN ZIMMERMAN, an individual,
12 Plaintiff,
13 vs.
14 OFFICE DEPOT, INC.,
15 Defendant.

Case No. 2:17-cv-00815-GMN-GWF

**STIPULATION AND
ORDER TO EXTEND TIME FOR
DEFENDANT TO FILE A RESPONSE TO
THE COMPLAINT
[THIRD REQUEST]**

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17 Plaintiff KEVIN ZIMMERMAN (hereinafter "Plaintiff") and Defendant OFFICE DEPOT,
18 INC., (hereinafter, "Defendant") by and through their undersigned counsel, hereby agree and
19 stipulate to extend the time for Defendant to file a response to the Plaintiff's Complaint from the
20 current deadline of June 16, 2017 up to and including **July 17, 2017**.

21 The parties' counsel met on June 9, 2017 and reached a settlement, the general terms of
22 which have since been confirmed in an email. Currently, Defendant is preparing the formal
23 settlement agreement for Plaintiff's review and execution. At this time, a response to the complaint
24 is unnecessary because this matter will be dismissed after the settlement is executed. Accordingly,
25 the parties request that this stipulation be granted.

26 The parties believe the settlement will be finalized in the next two weeks, but have requested
27 this 30 day extension out of an abundance of caution to ensure sufficient time to resolve any
28 potential wording issues with the settlement agreement.

1 This is the third request for an extension of time to respond to the Complaint. This request is
2 made in good faith and not for the purpose of delay.

3
4 Dated: June 16, 2017

Dated: June 16, 2017

5 Respectfully submitted,

Respectfully submitted,

6
7 /s/ Whitney C. Wilcher

8 WHITNEY C. WILCHER, ESQ.
THE WILCHER FIRM

9 Attorney for Plaintiff
KEVIN ZIMMERMAN

/s/ Matthew T. Cecil

10 ROGER L. GRANDGENETT II, ESQ.
MATTHEW T. CECIL, ESQ.
LITTLER MENDELSON, P.C.

11 Attorneys for Defendant
OFFICE DEPOT, INC.

12 **ORDER**

13 **IT IS SO ORDERED.**

14 Dated: June 19, 2017.

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17 UNITED STATES MAGISTRATE JUDGE

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